

Our reference: IR-01-18-5492

10 August 2018

S Butcher
fyi-request-8301-7e25e1a3@requests.fyi.org.nz

Dear Sharna Butcher

Request for information

I am writing to you in response to your request for information dated 10 July 2018. Your request has been considered in accordance with the Official Information Act 1982 ("the Act") and we respond below.

You have requested that we provide:

1. *all documentation NZ Police hold regarding NZ Police definition of what those belonging to or relating to the word/term "gang"; and*
2. *You have also requested all NZ Police and NZ laws including acts, bills, legislations and amendments and any other relevant New Zealand government document relating to the meaning and classification of what "gang" means".*

Identifying and providing all relevant documentation held by NZ Police that speaks to the definition of "gang" would require substantial collation and research, therefore the substantive part of your request has been denied in accordance with s18(f) of the Act. We can however provide you with statutory characterisation of "gang" below.

As you request all Police and New Zealand legislation, we would like to direct you to publicly available website <http://legislation.govt.nz/> which contains all New Zealand legislation that can be accessed and downloaded.

We would particularly direct you to the *Prohibition of Gang Insignia in Government Premises Act 2013*, section 5 *Regulations* that provides the criteria for the Minister of Police to determine if an organisation, association or group can be identified as a gang for the purposes of the Act. The following characteristics must be present:

- "5(2)(a) *a common name or common identifying signs, symbols, or representations; and*
- (b) *its members, associates, or supporters individually or collectively promote, encourage, or engage in criminal activity"*

We are unable to provide information from other government agencies.

Police National Headquarters

180 Molesworth Street. PO Box 3017, Wellington 6140, New Zealand.
Telephone: 04 474 9499. Fax: 04 498 7400. www.police.govt.nz

You may wish to contact the Parliamentary Counsel Office, which administers the New Zealand legislation website and is responsible for drafting and publishing most New Zealand legislation.

If you have concerns with my response to your request you have the right to ask the Office of the Ombudsman to investigate and review my decision.

Yours sincerely

A handwritten signature in black ink, appearing to be 'TB', with a long horizontal flourish extending to the right.

Travis Benson
Manager: National Intelligence Centre

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